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CERTIFICATE OF MAILING

hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope defense to: Mail Stop Petition, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on July 6, 2010.

Attorney for Applicants

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Patent No.

:

6,438,711

Patentee

:

Robert J. Woodruff

Title

METHOD AND APPARATUS FOR PERFORMING FIELD

DIAGNOSTICS ON A COMPUTER SYSTEM

Issued

:

August 20, 2002

Docket No.

3408.2.10

Customer No.

21552

RECEIVED

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Mail Stop Petition

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

OFFICE OF PETITIONS

FEE DEFICIENCY SUBMISSION UNDER 37 CFR 1.28(c)

Dear Sir:

This paper is being submitted to comply with requirements of 37 CFR 1.28(c), which is directed to correcting errors in small entity status. Small entity status was previously established in good faith in connection with the above-identified patent, and one or more small entity fees have been paid in good faith. However, it was previously discovered that such status as a small entity was established in error. A fee deficiency submission for the 3.5 year maintenance fee was then filed. However, the online maintenance fee payment system of the U.S.P.T.O. had not updated the entity status when the Patentee attended to payment of the 7.5 year maintenance fee. The Patentee was unable to change the 7.5 year maintenance fee amount from small entity to large entity. As a result, the 7.5 year maintenance fee amount was paid as a small entity. Accordingly, this paper is being

submitted in order to comply with the separate submission and itemization requirements of 37 CFR 1.28(c)(1) and (c)(2).

A Credit Card Payment for the amount of the deficiency owed is submitted herewith. The itemization of the deficiency payment, as required by 37 CFR 1.28(c)(2)(ii), is provided in the following table:

Type of Fee Paid	Current Fee Amount as a Non-Small Entity	Small Entity Fee Actually Paid	Date of Payment	Deficiency
7.5 Year Maintenance Fee	\$2,480.00	\$1,240.00	February 19, 2010	\$1,240.00
Total:				\$1,240.00

Should you have any questions regarding this submission, please do not hesitate to contact the undersigned.

Respectfully submitted,

Wesley L. Austin Reg. No. 42,273

Attorney for Applicant

Date: July 26, 2010

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